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ABBOTT LABORATORIES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

MEIJER, INC. & MEIJER DISTRIBUTION,
INC., on behalf of themselves and all others
similarly situated,

Plaintiffs,

vs.

ABBOTT LABORATORIES,

Defendant.

[caption continues next page]

Case No. C 07-5985 CW

*Related Per November 30, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

Date: March 6, 2008

Time: 2:00 p.m.

Courtroom: 2 (4th Floor)

Judge: Hon. Claudia Wilken

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5894

1 ROCHESTER DRUG CO-OPERATIVE, INC.,)
on behalf of itself and all others similarly)
2 situated,)

3 Plaintiffs,)

4 vs.)

5 ABBOTT LABORATORIES,)

6 Defendant.)

7)
8 LOUISIANA WHOLESALE DRUG)
COMPANY, INC., on behalf of itself and all)
others similarly situated,)

9 Plaintiffs,)

10 vs.)

11 ABBOTT LABORATORIES,)

12 Defendant.)

13)
14 SMITHKLINE BEECHAM CORPORATION,)
d/b/a GLAXOSMITHKLINE,)

15 Plaintiff,)

16 vs.)

17 ABBOTT LABORATORIES,)

18 Defendant.)

19)
20)
21 SAFEWAY INC.; WALGREEN CO.;)
THE KROGER CO.; NEW ALBERTSON'S,)
INC.; AMERICAN SALES COMPANY, INC.;)
22 and HEB GROCERY COMPANY, LP,)

23 Plaintiffs,)

24 vs.)

25 ABBOTT LABORATORIES,)

26 Defendant.)

27 [caption continues next page])

Case No. C 07-6010 CW

*Related Per December 3, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

Case No. C 07-6118 CW

*Related Per December 10, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

Case No. C 07-5702 CW

*Related Per November 19, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

Case No. C 07-5470 CW

*Related Per October 31, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

1 RITE AID CORPORATION; RITE AID)
HDQTRS, CORP.; JCG (PJC) USA, LLC;)
2 MAXI DRUG, INC. d/b/a BROOKS)
PHARMACY; ECKERD CORPORATION;)
3 CVS PHARMACY, INC.; and CAREMARK,)
L.L.C.,)
4)
Plaintiffs,)
5)
vs.)
6)
ABBOTT LABORATORIES,)
7)
Defendant.)
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Case No. C 07-6120 CW

*Related Per December 5, 2007 Order to
Case No. C 04-1511 CW*

**DECLARATION OF NICOLE M. NORRIS
ACCOMPANYING ABBOTT
LABORATORIES' REPLY BRIEFS IN
SUPPORT OF ITS MOTIONS TO DISMISS
PLAINTIFFS' CLAIMS**

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I, Nicole M. Norris, declare:

1. I am an attorney at law, admitted to practice in this Court for these matters. I am an associate with the law firm of Winston & Strawn LLP, counsel of record for Abbott Laboratories (“Abbott”), and am authorized to make this Declaration in that capacity.

2. I submit this declaration in support of Abbott’s Reply Briefs in Support of its Motions to Dismiss the GSK Complaint, the Meijer Plaintiffs’ Consolidated Amended Complaint, and the Plaintiffs’ Sherman Act Claims. The statements contained herein are based on my own personal knowledge unless otherwise stated.

3. A true and correct copy of pages 1-6 of the Rebuttal Expert Report of Joel W. Hay, Ph.D., which Abbott submitted to the Doe/SEIU Plaintiffs in the related case, *In re Abbott Labs Antitrust Litigation*, C-04-1511-CW, is attached hereto as **Exhibit A** (“Hay Report”). Plaintiffs in the above-captioned cases have requested that this Court take judicial notice of pages 1, 17-19, 27-30, and 98 of the Hay Report. To the extent that this Court takes judicial notice of those pages, Abbott requests that the Court take judicial notice of pages 1-6 of the Hay Report.

4. A true and correct copy of the transcript from the hearing on Abbott’s Motion to Dismiss Doe Plaintiffs’ Amended Complaint, filed with this Court as Docket No. 187 in the related case, *In re Abbott Labs Antitrust Litigation*, C-04-1511-CW, is attached hereto as **Exhibit B**.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed in San Francisco, California, this 21st day of February, 2008.

February 21, 2008

/s/ Nicole M. Norris

Nicole M. Norris,
nnorris@winston.com